PTO/SB/21 (08-00)

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TRANSMITTAL				Application Number		09/813,225	
				Filing Date March 2		0, 2001	
FORM (to be used for all correspondence after initial filing)			First N	lamed Inventor	Orr et al.	Orr et al.	
			Group	Art Unit	3736		
			Exam	ner Name	P. Mallari		
			Attorn	ey Docket Number	2181-4637US (01-38)		
ENCLOSURES (check all that apply)							
Postcard receipt acknowledgment (attached to the front of this transmittal)		☐ Information Disclosure Statement, PTO/SB/08A (08-00); ☐ copy of cited references		Terminal Disclaimer			
Duplicate copy of this transmittal sheet in the event that additional filing fees are required under 37 C.F.R. § 1.16		Supplemental Information Disclosure Statement; PTO/SB/08A (08-00); copy of cited references and Check No. in the amount of \$180.00		Terminal Disclaimer			
Preliminary Amendment		Associate Power of Attorney		Termi	nal Disclaimer		
Response to Restriction Requirement/Election of Species Requirement dated		Petition for Extension of Time and Check No. in the amount of \$					
Amendment in response to office action dated March 4, 2004		Petition			D <sub>n</sub>		
Amendment under 37 C.F.R. § 1.116 in response to final office action dated		Fee Transmittal Form		Other	Enclosure(s)		
Additional claims fee - Check No. in the amount of \$		Certified Copy of Priority Document(s)  Assignment Papers (for an Application)			Enclosure(s)  Enclosure(s)  FECHINOLOGY  CENTER  FOR THE PROPERTY OF THE PROPE		
Letter to Chief Draftsman and copy of FIGS. with changes made in red						~ ENIE.	
Transmittal of Formal Drawings		Remai	ks				
Formal Drawings ( sheets)		The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account 20-1469 during pendency of this application.					
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm or Individual name Bick G. Power Registration No. 38,581							
Signature Will State							
Date June 4, 2004							
CERTIFICATE OF MAILING							
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope							
addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.							
Typed or printed name Rachael M. Harris							
Signature Proposel 1				20%	Date	June 4, 2004	

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## In re Application of:

Orr et al.

**Serial No.:** 09/813,225

Filed: March 20, 2001

For: REBREATHING METHODS INCLUDING OSCILLATING, SUBSTANTIALLY EQUAL REBREATHING AND NON-REBREATHING PERIODS

Confirmation No.: 3421

Examiner: P. Mallari

Group Art Unit: 3736

Attorney Docket No.: 2181-4637US

(01-38)

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TECHNOLOGY CENTER PISTOO

June 4, 2004

Signa

Name (Type/Print)

**AMENDMENT** 

Mail Stop Non-Fee Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in response to the Office Action mailed on March 4, 2004, the three-month shortened statutory period for response to which expires on June 4, 2004.

Amendments to the claims are reflected in the listing of the claims, which starts at page 2 of this paper; and

Remarks begin on page 15 of this paper.